

भारत का संज्ञपत्र The Gazette of India

अमावास्या

EXTRAORDINARY

भाग I—खण्ड I

PART I—Section 1

प्राचिकार से प्रकाशित

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इस भाग में भिन्न खण्ड अंशों दो जानी हुई नियमों कि वह असर सकलन के रूप में रखा जा सके।

Separate paging is given to this Part in order that it may be filed
as a separate compilation.

MINISTRY OF COMMERCE

PUBLIC NOTICES

IMPORT TRADE CONTROL

New Delhi, the 24th October 1968

SUBJECT:—*Procedure for making rupee deposits to Government Accounts by means of demand drafts in respect of imports financed under the "Direct Payment Procedure" as applicable to various foreign credits/loans.*

No. 233-ITC(PN)/68.—According to the existing procedure, importers (or their bankers) are allowed the facility of making deposits for credit to the Government Accounts of equivalents of the foreign currency disbursements made on their behalf direct from the foreign loan/credit funds of the Government by means of demand drafts drawn in favour of the Accountant General, Central Revenues, New Delhi on the State Bank of India, New Delhi in cases where such rupee deposits are required to be made in arrears i.e. after payments to foreign suppliers have been made on their behalf. Such demand drafts are sent by the importers/their bankers direct to the Accountant General, Central Revenues under advice to the Economic Aid Accounts Branch of the Department of Economic Affairs, Ministry of Finance, New Delhi. This procedure was intended to be used by such importers at outstations who may find it difficult to arrange cash deposits either at the Reserve Bank of India, New Delhi or State Bank of India, Delhi.

2. In actual working, the existing procedure for deposit by demand draft is causing some practical difficulties in verification of the deposits and consequent delay in releasing the bank guarantees furnished by the importers' banks.

3. With a view to obviating such delays and the consequential inconvenience to importers, it has been decided to modify the existing procedure in this regard. This Public Notice sets out the revised procedure, which will be applicable to all deposits by demand drafts arranged by importers/their banks on or after 1-11-1968.

4. The importers/importer's banks may, as far as possible, arrange cash deposits at the Reserve Bank of India, New Delhi or at State Bank of India, Tis Hazari, Delhi. It is only when it is not possible to make the cash deposits with the Reserve Bank of India, New Delhi/State Bank of India, Tis Hazari, Delhi that they may follow the demand draft procedure. In such cases, demand drafts may henceforth be obtained by the importers (or their banks) from any branch of the State Bank of India or its subsidiaries (drawer) drawn on and made payable to State Bank of India, Tis Hazari Branch, Delhi-6 (drawee and payee). To make it clear that the remittance is meant for credit to the Government account, the words "For credit to central Government/account" should be added in brackets after the words "On demand pay to the State Bank of India, Tis Hazari Branch, Delhi-6". The Remitter should thereafter forward the demand draft, accompanied by challan (duly filled in and signed by remitter) in quadruplicate in form No. T.R. 6, given as annexure to this Public Notice, to the State Bank of India, Tis Hazari, Branch, Delhi-6 (Drawee) under Registered Post Acknowledgement Due. (The original copy should be marked in red ink at the top "Original copy meant for Ministry of Finance").

5. On receipt of the demand draft accompanied by challan in quadruplicate duly filled in and signed by the remitter, the State Bank of India, Tis Hazari Branch, Delhi will promptly arrange to credit the proceeds of the draft to the head of account "I—Deposits and Advances—Part II—Deposits not bearing interest—(C) Other deposits accounts Departmental and Judicial deposits-Civil deposits—Deposits for purchases etc. abroad.....(here enter the appropriate loan/credit No. and description)", as given in the challan. The original challan, duly receipted will be forwarded by the State Bank of India, Tis Hazari, Delhi (with a covering letter to the Senior Accounts Officer, Economic Aid Accounts Branch, Department of Economic Affairs, Ministry of Finance, Government of India, Jeevan Deep Building, Parliament Street, New Delhi. These covering letters will be serially numbered to facilitate detection of missing advices. The second copy of the challan will be sent to the remitter as an acknowledgement of the demand draft and the remaining two copies will be sent to the treasury office, Delhi, who will retain one copy for his record and transmit the other to the Accountant General, Central Revenues, New Delhi through the normal accounting channel.

6. In the Bank Guarantees which the importers are required to furnish to the Ministry of Finance (Economic Aid Accounts Branch) along with their request for letter of credit authorisation or otherwise, in terms of the relative licensing conditions, Public Notices etc., the following change in wordings should be introduced in all Bank guarantees executed on or after 1-11-1968 (Bank guarantees dated earlier than 1-11-1968 need not be amended, but the procedure outlined in this Public Notice will have to be observed in respect of deposits by demand drafts dated 1-11-1968 or after).

For the words and phrases "we shall arrange deposit to the credit of the Government in the Reserve Bank of India, New Delhi/State Bank of India, Delhi or by means of the demand draft drawn on State Bank of India, New Delhi in favour of the Accountant General Central Revenues, New Delhi", Substitute the words and phrases "we shall arrange deposit to the credit of the Government of India, in the Reserve Bank of India, New Delhi/State Bank of India, Tis Hazari, Delhi-6 or where this may not be feasible, by means of a demand draft drawn on and made payable to the State Bank of India, Tis Hazari Branch, Delhi-6 (For credit to central Government account) to be forwarded to the said Tis Hazari Branch".

7. Suitable instructions regarding the above change in procedure are also being notified to the authorised banks in foreign exchange through Reserve Bank of India, Bombay.

ANNEXURE

Challan No.

Challan of Cash paid into the Treasury/Sub. Treasury/State/Reserve Bank of India.

at _____

To be filled by remitter

By whom Tendered	Name (Here enter Importers name and address)	Designation and Address of the Recipient of the person on whose behalf authority money is paid (if any)	Full particulars, Amount of payment, date, Head Office to the by whom adjust- able	Account, Order Bank @
		(Here enter for example, in the case of U.S. AID Loans, the Ministry of Finance Au- thority No. and date, Dol- lar account disbursed by US Bank, corresponding rupee equiva- lent calcula- ted at Rs. 757.50 per \$100, also show interest from at 6% separately*)		

Signature

In words Rupees

(to be used only in case of remittance for the payment of Departmental Officer or Treasury Officer)

Received Payment (in words) R.	T.O.	P.T.O.
Treasurer Accountant	-	-
	Ag't	

Particulars

R. vise

Amount

Rs. P.

Coin

Notes with details

Cheques (with details)

(Here enter DD particulars No & date) (To be filled in by importer/his bank).

*For purposes of calculating interest the date of posting the demand draft will be deemed to be date of deposit of rupee equivalent in the Government account

SUBJECT:—Import of tractors by agriculturists as gift.

No. 234-ITC(PN)/68.—It has been decided to allow import of a limited number of agricultural tractors received as gifts by agriculturists for their own use.

2. Under this policy, import applications for the grant of customs clearance permits will be considered from those agriculturists who are engaged in the cultivation of agricultural land owned by them or held by them on lease, and who receive the tractors as free gifts from their close relations settled abroad. For the purpose of this scheme, close relations will include father, husband, son, brother, mother, wife, daughter or sister of the applicant.

3. No person will be eligible to apply for import of more than one tractor, and no donor from abroad will be eligible to gift more than one tractor, under this scheme. Along with the tractor, the donor can also gift (i) any one of the agricultural implements mentioned in Annexure I to this Public Notice, and (ii) spare parts of the tractor and the implement for a value upto 30 per cent of their c.i.f. value, subject to the condition that spare parts mentioned in Annexure II to this Public Notice will not be allowed to be imported for a total value of more than 12 per cent of the c.i.f. value of the tractor including the implement.

4. Tractors of the following makes and specifications only will be allowed to be imported under this scheme:—

- (i) International Harvester—35 HP
- (ii) Massey Ferguson—35 HP & 50 HP
- (iii) Zetor—2011, 3011, Zetor super 50.
- (iv) RS. 09—18—25 HP
- (v) Eicher—27 HP & 37 HP
- (vi) Super UTOS Rumanian—50 HP & 65 HP
- (vii) Belarus—50 HP & DT. 14B
- (viii) Ursus—27 HP & 37 HP

(Import of second-hand or re-conditioned or disposal tractors shall not be allowed)

5. The donor will bear the cost of the tractor, the implement and the spare parts, and also charges on account of freight and insurance, and no remittance from India will be permitted to cover the import.

6. Application for customs clearance permit should be made by the donee in the form given in Annexure III to this Public Notice, duly certified by the Tehsildar/Revenue Officer concerned, in the space provided in the application form. The application should be accompanied by a treasury challan of Rs. 50/- towards application fee. The amount of application fee should be deposited in cash at any Government treasury or office of the State Bank of India or the Reserve Bank of India for credit to the Central Government under the head 'Import Licence Application Fees', subordinate to the major head 'XXXII Miscellaneous, Social and Developmental Organisation'. The treasury challan should also indicate the name of the Department, namely, Import and Export Trade Control Organisation.

7. The application should be addressed to the Chief Controller of Imports and Exports, Udyog Bhavan, New Delhi, and routed through the Department of Agriculture (Tractor Section), Krishi Bhavan, New Delhi.

8. Under this scheme, a tractor can be donated only by a person who is related to the applicant as indicated in para 2 of this Public Notice, has been living abroad continuously for a period of not less than one year, and is engaged in gainful employment abroad. In support of his financial capacity, the donor should produce a certificate from his bankers.

9. The donor should give the requisite particulars about himself and his declaration of intent to make the gift, in the proforma appearing in Annexure IV to this Public Notice. The proforma, duly attested, will be forwarded by the Indian Mission abroad in the country in which the donor is settled, to the Department of Agriculture (Tractor Section), Krishi Bhavan, New Delhi. The Department of Agriculture will consider the import application only on receipt of this proforma with the necessary documents, and thereafter send the same to the Chief Controller of Imports and Exports (A.I. Section), Udyog Bhavan, New Delhi.

10. The customs clearance permits issued under this scheme will be without Exchange Control copy, and shall be subject to the condition that the imported tractor/implement/spare parts shall be used by the applicant for his own use in agriculture, and he shall not sell or dispose of or pledge or hypothecate or part with possession of the tractor in any manner whatsoever without the written permission of the licensing authority. The customs clearance permits will be valid for four months.

11. This scheme will remain in force upto 31st October, 1969, but it may be withdrawn from any earlier date, if considered necessary. No application received after 31st October 1969 will be considered. Applications received prior to the said date will also not be considered as soon as customs clearance permits have been issued for the number of tractors considered to be sufficient.

ANNEXURE I

List of Tractor drawn Agricultural Implements permitted for Import under the Gift Tractor Scheme (only One implement will be allowed per Tractor)

1. Rotavators and Reversible ploughs.
2. Row crop planters with fertiliser attachments, planters for potatoes, vegetables, sugarcane and grass and other small seeds.
3. Inter-row cultivators, cultivators with fertiliser attachments, fertilisers spreaders and broadcasters.
4. Towed scrapers suitable for 35 to 50 h.p. wheeled tractors.
5. Trench diggers and mounted loaders
6. Towed or mounted harvesters for potatoes, groundnuts, maize and cereal crops.
7. Reapers and binders for wheat, paddy and other cereal crops.
8. Tractor-operated corn pickers.
9. Field forage harvesters and ensilage cutters and hay balers.
10. Mounted feed grinders and mixtures.

ANNEXURE II

List of restricted types of spare parts of Agricultural Tractors and Implements

1. Leaf springs and spring leaves.
2. Brake drums.
3. Wheels and rims.
4. Gears, sprockets and axle shafts.
5. Cylinder liners.
6. Fuel injection equipment and component parts thereof.
7. Piston assemblies.
8. Thin-walled bearings.
9. Inlet and exhaust papet valves, valve guides (sleevves), valve rotators, tappers, valve springs, valve seat inserts.
- 10 Instruments.
11. Propeller shafts, universal joints and parts thereof
12. Brake parts.
13. Water pumps and components thercof.
14. Clutch assembly and parts thereof.
- 15 Parts of tipping gear.
- 16 Tie Rod ends and drag link ends.
17. Shackle-, Shackle pins, 'U' bolts, centre bolts, clips and pressure plates.
18. Malleable iron brackets and shackles.
- 19 Oil seals and grease retainers.

20. Fuel pump kit.
21. Starter motor and parts thercof.
22. Generators/Dynamo alternator and parts thereof.
23. Flywheel Ring Gear.
24. King Pin.
25. Piston rings.
26. Hose pipes with or without end fitting (including Brake hose).
27. Spare parts of specialised vehicles falling under S. No. 86/V.
28. Permissible types of garage tools.
29. Radiator Assembly.
30. Clutch facings in any form.
31. Radiator hose, circlips, star washers and spring washers.
32. Ball bearings and taper and straight roller bearings other than those mentioned in Appendix 14 to the Red Book for April 1968—March 1969 (Vol. I).
33. Gaskets.
34. Brake linings in any form.
35. Fan belts whose bottom width (i.e. on the inner diameter) is more than 0.250 inch and parts thercof.
36. Mufflers.
37. Timing/Driving chains.
38. Carburettors and parts thereof.
39. Carbon brushes all sorts.
40. Voltage regulators.
41. Glow plugs, glow resistors, glow switches and glow controllers.
42. Dynamo pulleys.
43. Steering wheels.
44. Bolts, nuts, studs, washers and screws.

ANNEXURE III

*Form of Application for Import of Agricultural Tractor as Gift.
(To be filled in by the donee)*

1. Name of the applicant.
2. Name of father/husband of the applicant.
3. Full address.
4. Number and date of treasury challan, showing payment of application fee.
5. Particulars of agricultural land owned/held on lease by the applicant, for which the tractor is required.
 - (i) Area.
 - (ii) Tehsil/District and State in which situated.
6. Particulars of the tractor(s) at present owned by applicant:—
 - (i) Make.
 - (ii) Horse Power.
7. Particulars of the donor who is to send the tractor from abroad.
 - (i) Name.
 - (ii) Name of father/husband.
 - (iii) Full address in the foreign country.
 - (iv) Relationship with the applicant.
8. Particulars of the tractor to be gifted:—
 - (i) Make.
 - (ii) Horse Power.

- (iii) Country of origin.
- (iv) c.i.f. value in rupees.

9. Particulars of the tractor drawn implements to be imported:—

- (i) Description of the implement.
- (ii) c.i.f. value in rupees.

I hereby certify that the particulars given above are true and correct to the best of my knowledge and belief. I fully understand that any Custom Clearance Permit granted to me on the basis of the particulars furnished is liable to cancellation, in addition to any other penalty that may be imposed having regard to the circumstances of the case, if it is found that any of the particulars furnished are incorrect or false.

I also certify that the tractor, tractor drawn implements and spare parts sought to be imported will be a free gift from my relation abroad whose particulars are given in the application and no remittance from India has or will be made in any form whatsoever. The tractor to be imported is required for my own use.

Signature of applicant

Name in Block Letters

Full address

CERTIFICATE TO BE SIGNED BY TEHSILDAR/REVENUE OFFICER

I certify that the applicant owns/cultivates acres of agricultural land, particulars of which are given in column 5 in this application. The applicant's need for a tractor is urgent and genuine.

2. I also certify that the donor whose particulars are given in column 7 is related to the applicant as indicated.

Signature of the Tehsildar/Revenue Officer

Designation

Stamp

Place

Date

ANNEXURE IV

(FORM TO BE FILLED IN BY THE DONOR)

1. Name of the donor.
2. Name of father/husband.
3. Nationality.
4. Full address abroad.
5. Full address in India.
6. Profession.
7. Duration of stay abroad.
8. Total amount of foreign exchange remitted to India during the last three years.
9. Particulars of the donee.—
 - (a) Name.
 - (b) Father/husband's name.
 - (c) Relationship with the donor.

NOTE.—The following documents should be furnished by the donor:—

- (a) Certificate from the bank in support of the donor's financial capacity.
- (b) Certificate from the bank in support of the amount sent by donor to India as mentioned in column (8) above.

THE GAZETTE OF INDIA EXTRAORDINARY [PART I—SEC. 1]

I declare that the tractor/implements/spare parts to be sent by me to Shri In India is a free gift and no remittance of any kind will be received by me from the donee on this account.

I hereby certify that the particulars given above are true and correct to the best of my knowledge and belief.

Signature of the donor
Name in block letters
Full address

Attestation by Indian Mission abroad
Signature
Stamp

Place

Date of attestation

Date on which the donor furnished the complete documents to the Mission

R. J. REBELO,
Chief Controller of Imports and Exports.